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Reapportionment.

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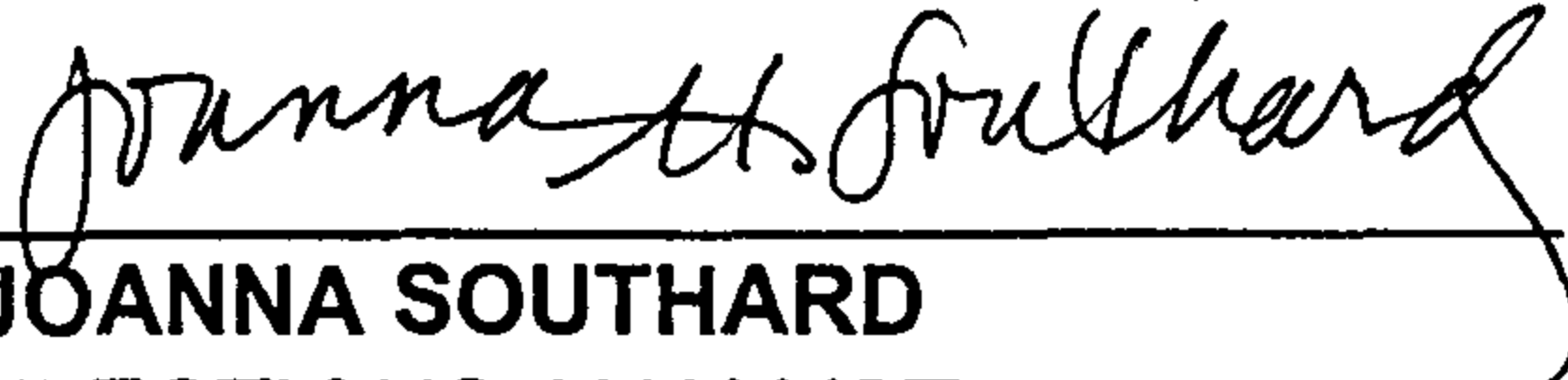


BILL JONES
Secretary of State
State of California

ELECTIONS DIVISION
(916) 657-2166
1500 - 11th STREET
SACRAMENTO, CA 95814
Voter Registration Hotline
1-800-345-VOTE
For Hearing and Speech Impaired
Only
1-800-833-8683
e-mail: comments@ss.ca.gov

February 15, 2000

TO: ALL REGISTRARS OF VOTERS, OR COUNTY CLERKS, AND PROPONENT (00057)

FROM: 
JOANNA SOUTHARD
ELECTIONS ANALYST

SUBJECT: INITIATIVE #889

Pursuant to Elections Code section 336, we transmit herewith a copy of the Title and Summary prepared by the Attorney General on a proposed initiative measure entitled:

REAPPORTIONMENT.
INITIATIVE CONSTITUTIONAL AMENDMENT.

The proponent of the above-named measure is:

Edward J. (Ted) Costa
People's Advocate, Inc.
3407 Arden Way
Sacramento, California 95825
(916) 482-6175

RECEIVED

FEB 17 2000

LIBRARY
CALIFORNIA COLLEGE OF THE

#889
REAPPORTIONMENT.
INITIATIVE CONSTITUTIONAL AMENDMENT.

CIRCULATING AND FILING SCHEDULE

1. Minimum number of signatures required: 670,816
California Constitution, Article II, Section 8(b)
2. Official Summary Date:..... Tuesday, 02/15/00
Elections Code section (EC§) 336

3. Petitions Sections:

- a. First day Proponent can circulate Sections for
signatures (EC §336) Tuesday, 02/15/00
- b. Last day Proponent can circulate and file
with the county. All sections are to be filed at the
same time within each county (EC §336, 9030(a))Friday, 07/14/00
- c. Last day for county to determine total number of
signatures affixed to petitions and to transmit total
to the Secretary of State (EC §9030(b))..... Wednesday, 07/26/00

(If the Proponent files the petition with the county on a date prior to 07/14/00 the county has eight working days from the filing of the petition to determine the total number of signatures affixed to the petition and to transmit the total to the Secretary of State) (EC §9030(b)).

- d. Secretary of State determines whether the total number
of signatures filed with all county clerks/registrars of
voters meets the minimum number of required signatures,
and notifies the counties (EC §9030(c))..... Friday, 08/04/00*
- e. Last day for county to determine total number of qualified
voters who signed the petition, and to transmit certificate
with a blank copy of the petition to the Secretary of State
(EC §9030(d)(e)) Monday, 09/18/00

* Date varies based on receipt of county certification.

INITIATIVE #889
Circulating and Filing Schedule continued:

(If the Secretary of State notifies the county to determine the number of qualified voters who signed the petition on a date other than 08/04/00 the last day is no later than the thirtieth day after the county's receipt of notification). (EC §9030(d)(e)).

- f. If the signature count is more than 737,898 or less than 637,275 then the Secretary of State certifies the petition as qualified or failed, and notifies the counties. If the signature count is between 637,275 and 737,898 inclusive, then the Secretary of State notifies the counties using the random sampling technique to determine the validity of all signatures (EC §9030(f)(g); 9031(a)) Thursday, 09/28/00*
- g. Last day for county to determine actual number of all qualified voters who signed the petition, and to transmit certificate with a blank copy of the petition to the Secretary of State (EC §9031(b)(c)). Monday, 11/13/00

(If the Secretary of State notifies the county to determine the number of qualified voters who have signed the petition on a date other than 09/28/00, the last day is no later than the thirtieth working day after the county's receipt of notification). EC §9031(b)(c).

- h. Secretary of State certifies whether the petition has been signed by the number of qualified voters required to declare the petition sufficient (EC §9031(d); 9033)..... Friday, 11/17/00*

* Date varies based upon receipt of county certification.

IMPORTANT POINTS

- California law prohibits the use of signatures, names and addresses gathered on initiative petitions for any purpose other than to qualify the initiative measure for the ballot. This means that the petitions cannot be used to create or add to mailing lists or similar lists for any purpose, including fundraising or requests for support. Any such misuses constitutes a crime under California law. Elections Code section 18650; *Bilofsky v. Deukmejian* (1981) 123 Cal. App. 3d 825, 177 Cal. Rptr. 621; 63 Ops. Cal. Atty. Gen. 37 (1980).
- Please refer to Elections Code sections 100,101,104,9001, 9008, 9009, 9021, and 9022 for appropriate format and type consideration in printing, typing and otherwise preparing your initiative petition for circulation. Please send a copy of the petition after you have it printed. This copy is not for our review or approval, but to supplement our file.
- Your attention is directed to the campaign disclosure requirements of the **Political Reform Act of 1974**, Government Code section 81000 et seq. A brief summary is attached for your reference.
- When writing or calling state or county elections officials, provide the official title of the initiative which was prepared by the Attorney General. Use of this title will assist elections officials in referencing the proper file.
- When a petition is presented to the county elections official for filing by someone other than the proponent, the required authorization shall include the name or names of the persons filing the petition.
- When filing the petition with the county elections official, please provide a blank petition for elections official use.

Enclosures

BILL LOCKYER
Attorney General

State of California
DEPARTMENT OF JUSTICE



1300 I STREET, SUITE 125
P.O. BOX 944255
SACRAMENTO, CA 94244-2550
Public: (916) 445-9555

Facsimile: (916) 323-2137
(916) 324-5490

February 15, 2000

FILED
In the office of the Secretary of State
of the State of California

Bill Jones
Secretary of State
1500 - 11th Street, 5th Floor
Sacramento, California 95814

FEB 15 2000

BILL JONES, Secretary of State
By *J. Ann H. Mulholland*
Deputy Secretary of State

RE: Initiative Title and Summary
SUBJECT: REAPPORTIONMENT.
INITIATIVE CONSTITUTIONAL AMENDMENT.
FILE NO: SA1999RF0071

Dear Mr. Jones:

Pursuant to the provisions of sections 9004 and 336 of the Elections Code, you are hereby notified that on this day we mailed our title and summary to the proponent of the above-identified proposed initiative.

Enclosed is a copy of our transmittal letter to the proponent, a copy of our title and summary, a declaration of service thereof, and a copy of the proposed measure.

According to information available in our records, the name and address of the proponent is as stated on the declaration of service.

Sincerely,

Diane Calkins

DIANE CALKINS
Initiative Coordinator

For **BILL LOCKYER**
Attorney General

DC:ms
Enclosures

Date: February 15, 2000
File No: SA1999RF0071

The Attorney General of California has prepared the following title and summary of the chief purposes and points of the proposed measure:

REAPPORTIONMENT. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires the Judicial Council, each year following year of the national census, to appoint a 3-member panel of Special Masters to hold public hearings and prepare plans for the reapportionment of legislative, congressional, and Board of Equalization districts, in accordance with specified criteria. Requires California Supreme Court to review the reapportionment plans prepared by the Special Masters and determine whether the plans comply with the California Constitution, and permits any elector to petition the Supreme Court to challenge reapportionment plans and propose an alternative plan. Adopted plans are subject to voter approval. Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local government: This measure would result in elections-related costs to the state in the range of about \$2 million and probably minor costs to counties.

**PEOPLE'S
ADVOCATE, INC.**

Paul Gann, Founder

Your Voice in Government



December 17, 1999

Honorable Bill Lockyer
Attorney General
1300 I Street #125
P.O. Box 944255
Sacramento CA 94244

RECEIVED
DEC 20 1999

ATTN: Diane Calkins, Initiative Coordinator

INITIATIVE COORDINATOR
ATTORNEY GENERAL'S OFFICE

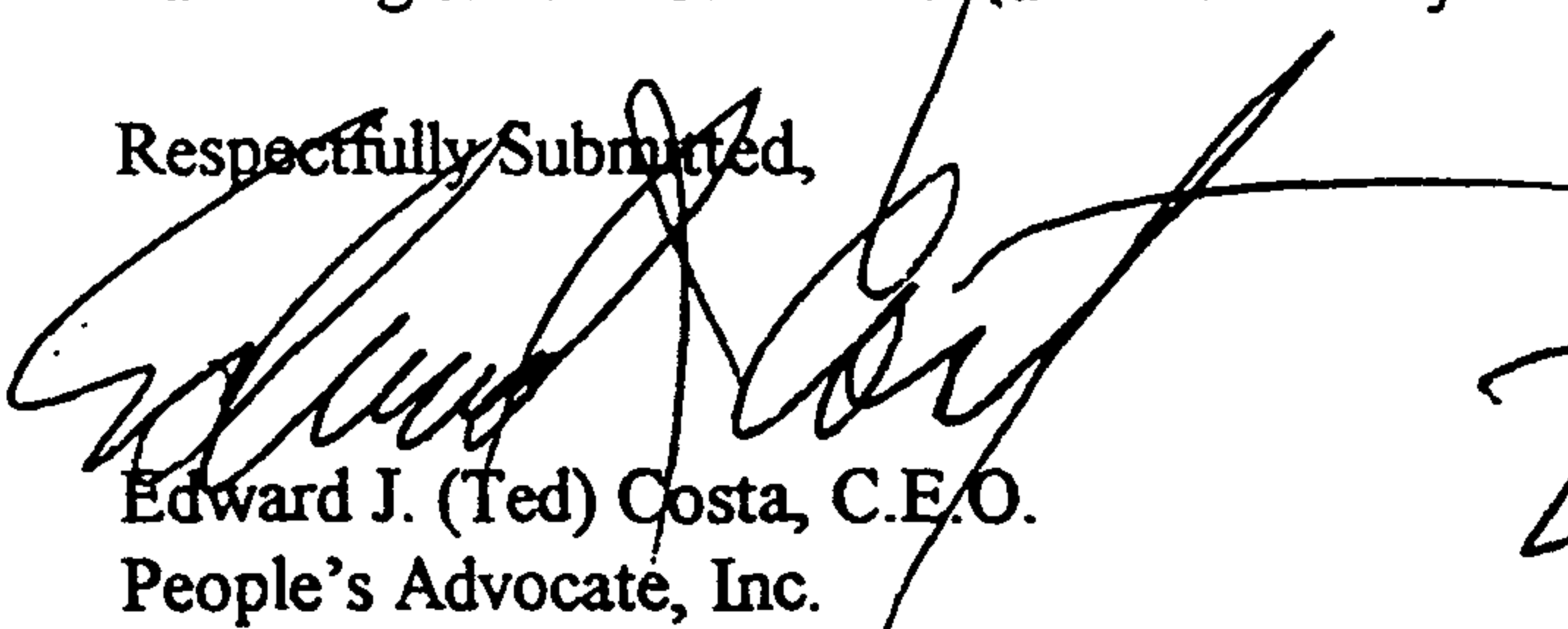
RE: Let the Voters Decide II Act of 2000-Part B
Initiative Constitutional Amendment

Dear Mr. Lockyer:

Attached you will find the text of the Let the Voters Decide II Act of 2000-Part B, submitted for Title and Summary.

I am a registered voter in Sacramento County.

Respectfully Submitted,


Edward J. (Ted) Costa, C.E.O.
People's Advocate, Inc.


2nd initiator

enc

1 of 3

SECTION 1. Title

This measure shall be known and may be cited as "Let The Voters Decide-Part B, Fair Election Districts."

SECTION 2. Findings and Declarations of Purpose

The People of the State of California find and declare that:

(a) Our Legislature should be responsive to the demands of the citizens of the state of California and not the self-interest of individual legislators. We demand that our representative system of government be fair to all, open to public scrutiny, free of conflicts of interest and dedicated to the principle that government derives its powers from the consent of the governed.

(b) Legislators should not draw the boundaries of their own legislative districts, Board of Equalization districts and the districts of our congressional representatives, offices to which they might aspire, for their own self-interest and the voters must have an opportunity to approve any redistricting plan adopted.

SECTION 3. Fair Reapportionment

Article XXI of the California Constitution is amended to read:

Section 1. In the year following the year in which the national census is taken under the direction of Congress at the beginning of each decade, ~~the legislature shall~~ the Judicial Council shall appoint a panel of Special Masters pursuant to this Article, by February 1. The panel of Special Masters shall adjust the boundary lines of the Senatorial, Assembly, Congressional, and Board of Equalization districts to ensure a timely reapportionment, free of the taint of partisanship or incumbent self-interest, and in conformance with Section 2 of this Article. the following standards:

Section 2. (a) Each member of the Senate, Assembly, Congress, and the Board of Equalization shall be elected from a single-member district.

(b) The population of all districts of a particular type shall be reasonably equal in compliance with Federal law.

(c) Every district shall be contiguous and compact.

(d) Districts of each type shall be numbered consecutively commencing at the northern boundary of the state and ending at the southern boundary.

(e) Each Board of Equalization district shall be comprised of ten adjacent Senate districts and each Senate district shall be comprised of two adjacent Assembly districts. The geographical integrity of any city, county, or city and county, or of any geographical region shall be respected to the extent possible without violating the requirements of any other subdivision of this section.

(f) No consideration shall be given as to the potential effects on incumbents or political parties, and no data regarding the party affiliation or voting history of electors may be used in the preparation of plans.

(g) The geographical integrity of any city, county, or city and county, or of any geographical region shall be respected to the extent possible.

Section 3. The Judicial Council shall appoint a three-member panel of Special Masters made up of retired federal and/or state judges ^{WHO HAVE NEVER HELD PARTISAN POLITICAL OFFICE} to prepare separate plans of reapportionment for state and congressional offices and to hold public hearings to receive proposed plans by any elector and the presentation of evidence and argument from the public with respect to such plans. The Legislature shall make such appropriations from the Legislature's operating budget, as limited by section 7.5 of Article IV, as necessary for the panel to employ counsel, independent experts in the field of reapportionment and computer technology, and other necessary personnel to assist them in their work.

Section 4. Immediately after preparation of its final plans, the panel shall petition the Supreme Court, naming the Secretary of State as respondent, to review its plans for compliance with this Constitution. If the plans are in compliance, the Secretary of State shall use the plans in the next state primary and general elections. If not in compliance, the Supreme Court shall order the panel to make adjustments to the plans as may be necessary to bring the plans into compliance with this Constitution.

Section 5. Any elector may petition the Supreme Court and present evidence to the Court that a reapportionment plan adopted pursuant to this Article does not comply with the Constitution and may propose a plan for the Court's consideration that does comply with the Constitution. If the Court finds in favor of the petitioner, the Court shall order the petitioner's plan to be used in the next state primary and general election.

Section 6. The Secretary of State shall submit reapportionment plans adopted pursuant to this Article for voter approval at the first available general election. If the voters approve the plans, the plans shall be used until a new reapportionment is required. If the plans are rejected by the voters, new plans shall be prepared pursuant to this Article.

SECTION 4. Severability

If any part of the measure or the application to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications which reasonably can be given effect without the invalid provision or application.